IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.A.ABDUL GAFOOR
&
THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

TUESDAY, THE 13TH FEBRUARY 2007 / 24TH MAGHA 1928

WA.No. 549 of 2006()

{IN W.P.(C)NO.33661/2005 OF THIS COURT}
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APPELLANT: PETITIONER:

DR.CYRICL JOHNSON, HEAD OF DEPARTMENT,
DEPARTMENT OF BOTANY AND BIOTECHNOLOGY,
ST.XAVIER COLLEGE, THUMBA, THIRUVANANTHAPURAM.

BY ADV. SRI.P.C.SASIDHARAN

RESPONDENTS: RESPONDENTS:
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1. THE STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, HIGHER EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.

2. THE UNIVERSITY OF KERALA, REPRESENTED BY ITS REGISTRAR, KERALA UNIVERSITY CAMPUS, THIRUVANANTHAPURAM.

3. THE VICE CHANCELLOR, KERALA UNIVERSITY KERALA UNIVERSITY CAMPUS, THIRUVANANTHAPURAM.

4. THE SELECTION COMMITTEE CONSTITUTED FOR SELECTION TO THE POST OF EXAMINATIONS IN THE UNIVERSITY OF KERALA, REPRESENTED BY ITS CHAIRMAN VICE CHANCELLOR, UNIVERSITY OF KERALA, KERALA UNIVERSITY CAMPUS, THIRUVANANTHAPURAM.

5. M.T.SULEKHA, PRINCIPAL, N.S.S.COLLEGE FOR WOMEN, KARAMANA, THIRUVANANTHAPURAM.

R1 BY GOVERNMENT PLEADER SRI.BENNY GERVACIS
R2 & R3 BY ADV. SRI.S.GOPAKUMARAN NAIR, SC KERALA UTY.
R5 BY ADV. SRI.GEORGE POONTHOTTAM SRI.M.RAJAGOPALAN NAIR

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION, ALONG WITH W.A.NO.560/06 ON 13/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.A.ABDUL GAFOOR &
ANTONY DOMINIC, JJ.

W.A.No.549 & 560 of 2006

Dated this the 13th day of February, 2007.

JUDGMENT

Abdul Gafoor, J.

Standing counsel for the Kerala University and the Government Pleader undertake that counter affidavits to W.P.(C)Nos.35595/05 and 33661/05 will be filed peremptorily within two weeks from today. In such circumstances, we are of the view that we need not go into the merits of the contentions raised against the interim order impugned, as the writ petitions themselves could be disposed of within another one month.

2. Accordingly, we dispose of these writ appeals, recording the undertaking for filing counter affidavits by the standing counsel for the University and the Government Pleader, as mentioned above, making it clear that final decision in the writ petition shall be

untrammelled by any of the observations and findings contained in the impugned order. The writ petition be disposed of at the earliest.

The writ petitions may be listed in the first week of March, 2007.

Sd/-
(K.A.ABDUL GAFOOR)
JUDGE

Sd/-
(ANTONY DOMINIC)
JUDGE

sk/

//true copy//

P.S. To Judge

K.A.ABDUL GAFOOR &
ANTONY DOMINIC, JJ.

W.A.No.549 & 560 of 2006

JUDGMENT

13th February, 2007.